

Message Text

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ARA-10 EA-10 EUR-12 PM-05 H-01 INR-10 L-03
NASA-01 NEA-11 OIC-02 SP-02 PA-01 DOE-15 CEQ-01
OES-07 SS-15 /145 W
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C O N F I D E N T I A L SECTION 01 OF 03 USUN NEW YORK 02234

VIENNA FOR IAEA

E.O. 11652: GDS
TAGS: PARM, UNGA
SUBJECT: SSOD: WESTERN LANGUAGE ON NON-PROLIFERATION
FOR PROGRAM OF ACTION

REF: (A) USUN 2217

1. WORKING LEVEL REPRESENTATIVES OF SEVERAL WESTERN
DELS (US, AUSTRALIA, CANADA, FRG, ITALY, DENMARK,
NETHERLANDS) MET JUNE 1, TO DISCUSS AUSTRALIAN DRAFT
LANGUAGE FOR NON-PROLIFERATION SECTION OF PROGRAM OF
ACTION (REPORTED REF (A)). TEXT OF NEWLY AGREED VERSION
IS AS FOLLOWS:AD REFERENDUM

BEGIN QUOTE. IT IS IMPERATIVE, AS AN INTEGRAL PART OF
THE EFFORT TO HALT AND REVERSE THE ARMS RACE, TO
PREVENT THE PROLIFERATION OF NUCLEAR WEAPONS. THIS
INVOLVES OBLIGATIONS AND RESPONSIBILITIES ON THE PART
OF BOTH NUCLEAR WEAPONS STATES AND NON-NUCLEAR WEAPONS
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STATES, THE FORMER UNDERTAKING TO STOP THE NUCLEAR ARMS
RACE BY URGENT APPLICATION OF MEASURES LEADING TO
NUCLEAR DISARMAMENT AND ALL STATES UNDERTAKING THE
NECESSARY MEASURES TO PREVENT THE SPREAD OF NUCLEAR
WEAPONS.

FURTHER MEASURES SHOULD BE UNDERTAKEN JOINTLY BY THE

NUCLEAR AND NON-NUCLEAR WEAPONS STATES TO DEVELOP AN INTERNATIONAL CONSENSUS ON WAYS AND MEANS TO PREVENT THE PROLIFERATION OF NUCLEAR WEAPONS, BASED PRIMARILY ON THE COMMITMENT OF ALL STATES TO FULFILL THE OBLIGATIONS OF THE NPT AND ON THE SYSTEM OF SAFEGUARDS OF THE IAEA.

TO THIS END:

STEPS SHOULD BE TAKEN TO FACILITATE AND STIMULATE UNIVERSAL ADHERENCE TO THE NON-PROLIFERATION TREATY. ALL STATES ARE URGED TO COMMIT THEMSELVES TO ITS OBJECTIVES.

ALT. 1. INTERNATIONALLY AGREED NON-PROLIFERATION MEASURES SHOULD ENABLE ALL STATES TO EXERCISE THEIR INALIENABLE RIGHT, AS DEFINED IN ARTICLE IV OF THE NPT, TO APPLY AND DEVELOP THEIR PROGRAMS FOR THE PEACEFUL USES OF NUCLEAR ENERGY FOR ECONOMIC AND SOCIAL DEVELOPMENT, IN CONFORMITY WITH THEIR PRIORITIES, INTERESTS AND NEEDS, AND TO HAVE ACCESS TO AND ACQUIRE TECHNOLOGY, EQUIPMENT AND MATERIALS FOR THE PEACEFUL USES OF NUCLEAR ENERGY, TAKING INTO ACCOUNT THE PARTICULAR NEEDS OF THE DEVELOPING COUNTRIES.

ALT. 2. INTERNATIONALLY AGREED NON-PROLIFERATION MEASURES SHOULD ENABLE ALL STATES TO EXERCISE THEIR INALIENABLE RIGHT TO APPLY AND DEVELOP THEIR PROGRAMS
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FOR THE PEACEFUL USES OF NUCLEAR ENERGY FOR ECONOMIC AND SOCIAL DEVELOPMENT, IN CONFORMITY WITH THEIR PRIORITIES, INTERESTS AND NEEDS. SUCH MEASURES SHOULD ALSO ENABLE ALL STATES TO HAVE ACCESS TO AND ACQUIRE TECHNOLOGY, EQUIPMENT AND MATERIALS FOR THE PEACEFUL USES OF NUCLEAR ENERGY, TAKING INTO ACCOUNT THE PARTICULAR NEEDS OF THE DEVELOPING COUNTRIES.

CONTINUE SAME PARAGRAPH:

INTERNATIONAL PROGRAMS UNDER THE AUSPICES OF THE UNITED NATIONS SYSTEM FOR THE PROMOTION OF THE TRANSFER AND UTILIZATION OF NUCLEAR TECHNOLOGY FOR ECONOMIC AND SOCIAL DEVELOPMENT, ESPECIALLY OF THE DEVELOPING COUNTRIES, SHOULD BE SUPPORTED. EFFORTS SHOULD ALSO BE MADE TO BRING THE WORK OF THE INTERNATIONAL NUCLEAR FUEL CYCLE EVALUATION TO A SUCCESSFUL CONCLUSION IN ACCORDANCE WITH THE OBJECTIVES SET OUT IN THE JOINT COMMUNIQUE OF ITS ORGANIZING CONFERENCE.

THE USE OF NUCLEAR ENERGY FOR PEACEFUL PURPOSES, INCLUDING INTERNATIONAL COOPERATION IN THIS FIELD, SHOULD TAKE

PLACE UNDER AGREED AND APPROPRIATE INTERNATIONAL SAFEGUARDS APPLIED THROUGH THE IAEA ON A NON-DISCRIMINATORY BASIS IN ORDER TO PREVENT EFFECTIVELY THE PROLIFERATION OF NUCLEAR WEAPONS. THE IAEA SHOULD BE ASSISTED IN ITS EFFORTS TO IMPROVE THE TECHNICAL EFFECTIVENESS OF SAFEGUARDS ARRANGEMENTS AND ENCOURAGED TO DEVELOP A STANDARDIZED SYSTEM OF SAFEGUARDS TO BE APPLIED ON A UNIVERSAL AND NON-DISCRIMINATORY BASIS. AGREEMENT SHOULD ALSO BE REACHED ON ADEQUATE STANDARDS FOR THE PHYSICAL PROTECTION OF NUCLEAR MATERIALS. END QUOTE.

2. EXPLANATION. GROUP SET AS ITS GOAL ESTABLISHMENT

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OF "BOTTOM LINE" TEXT. HOWEVER, SEVERAL DELS, AWARE THAT DRAFTS COMMITTED TO PAPER OFTEN FIND THEIR WAY INTO HANDS OF OTHER NON-WESTERN DELS, SUGGESTED THAT THERE MAY EVEN BE FALLBACK POSITIONS FROM TEXT QUOTED ABOVE. US DEL WOULD APPRECIATE DEPARTMENTS COMMENTS ON CURRENT DRAFT AS QUOTED ABOVE AND ON US DEL COMMENTS OUTLINED BELOW.

3. IN FIRST PARAGRAPH OF ABOVE TEXT, IT IS ANTICIPATED THAT NON-ALIGNED WILL SEEK ADDITION OF PHRASE: "THROUGH THE REDUCTION AND ELIMINATION OF EXISTING STOCKPILES OF NUCLEAR WEAPONS," FOLLOWING THE WORDS, "... LEADING

TO NUCLEAR DISARMAMENT. . ." IN SECOND SENTENCE. US
DEL BELIEVES WE COULD LIVE WITH THIS ADDITION. IN
ADDITION, DANISH DELEGATION SUGGESTED THAT A REFERENCE
TO NEGATIVE SECURITY ASSURANCES MIGHT BE NECESSARY
IN FIRST PARAGRAPH. US DELOFF SAID SECURITY ASSURANCES
WILL BE COVERED IN EARLIER SECTION OF PROGRAM AND SHOULD
NOT BE INCLUDED IN SECTION ON NON-PROLIFERATION.
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4. IN SECOND PARA., US DEL SUGGESTED FORMULATION, "...
BASED PRIMARILY ON THE COMMITMENT OF ALL STATES TO
FULFILL THE OBLIGATIONS OF THE NPT AND ON THE SYSTEM
OF SAFEGUARDS OF THE IAEA." THIS WAS CONSIDERED BY THE
GROUP TO BE A USEFUL SUGGESTION WHICH MIGHT ALLEVIATE
FRENCH AND OTHERS' PROBLEMS WITH REFERENCE TO NPT IN
THIS PARAGRAPH.

5. PARAGRAPH ON PROMOTING "UNIVERSAL ADHERENCE" TO
NPT WILL GIVE PROBLEMS TO NUMEROUS DELS. YET, ORIGINAL
AUSTRALIAN LANGUAGE (SEE REFTTEL) "TO CREATE THE
NECESSARY CONDITIONS," WHICH WAS DRAWN FROM NON-ALIGNED
LANGUAGE, WAS FELT TO BE TOO WEAK, AND TO IMPLY THAT
CURRENT CONDITIONS WERE INADEQUATE. US DEL BELIEVES
CURRENT TEXT, WHILE NOT IDEAL, OUGHT TO BE ACCEPTABLE
BOTTOM LINE FOR WEST TO ADOPT.

6. TWO ALTERNATIVES FOR BEGINNING OF FOURTH PARA DEAL
WITH PROBLEM OF WHAT IS MEANT BY "INALIENABLE RIGHTS"
(I.E., TO AVOID IMPLICATION THAT ANY RECIPIENT STATE
HAS AN INALIENABLE RIGHT TO HAVE ACCESS TO AND TO
ACQUIRE TECHNOLOGY EQUIPMENT AND MATERIALS FOR PEACEFUL
USES). FIRST ALTERNATIVE DEFINES INALIENABLE RIGHTS
ACCORDING TO ARTICLE IV OF NPT, AND IS THEREFORE
PROBABLY PREFERABLE, ALTHOUGH THERE MAY BE OBJECTIONS
TO INCLUSION OF REFERENCE TO NPT IN THIS PARAGRAPH.
SECOND ALTERNATIVE MAKES NO MENTION OF NPT ARTICLE IV,
BUT STARTS NEW SENTENCE WHEN ADDRESSING QUESTION OF
ACCESS. US DEL BELIEVES EITHER SHOULD BE ACCEPTABLE.
CONTINUATION OF SAME PARAGRAPH REFERS TO IAEA TECHNICAL
ASSISTANCE PROGRAM AND TO INFCE IN WAYS WHICH SHOULD
BE ACCEPTABLE TO ALL SIDES, IN THAT IT AVOIDS SPECIFIC
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REFERENCE TO "ALTERNATIVE AND MORE PROLIFERATION
RESISTANT NUCLEAR TECHNOLOGIES," WHICH HAD BEEN BRACKETED

BY NON-ALIGNED. REFERENCE TO THIS PHASE IN BRACKETED TEXT REFERRED MERELY TO NEED THAT THEY BE STUDIED. SUCH A REFERENCE DOES NOT SEEM THAT SIGNIFICANT FOR THIS DOCUMENT.

7. LAST PARAGRAPH, ON SAFEGUARDS, CONTAINS NO DETAILED REFERENCE TO "ALL SOURCE AND SPECIAL FISSIONABLE MATERIAL IN ALL PEACEFUL NUCLEAR ACTIVITIES," AS WAS FAVORED BY US DEL. RATHER, IT CONTAINS A MORE GENERAL REFERENCE TO "THE USE OF NUCLEAR ENERGY FOR PEACEFUL PURPOSES." US DEL WOULD APPRECIATE GUIDANCE ON CURRENT US POSITION REGARDING PHRASE "AGREED AND APPROPRIATE INTERNATIONAL SAFEGUARDS," SINCE DUTCH DELEGATION CLAIMS THIS ALLOWS LARGE LOOPHOLE FOR NON-NPT PARTIES SUCH AS BRAZIL TO AVOID FULL-SCOPE SAFEGUARDS. US DEL ALSO WOULD APPRECIATE GUIDANCE ON REFERENCE TO IAEA DEVELOPMENT OF "A STANDARDIZED SYSTEM" OF SAFEGUARDS.

8. DELEGATION REQUESTS SPECIFIC GUIDANCE ON WHETHER IT IS ESSENTIAL IN ORDER TO PROTECT US POSITION ON EXPORT OF SENSITIVE TECHNOLOGIES THAT WE INCLUDE IN REFERENCES TO ACQUISITION OF NUCLEAR TECHNOLOGY, EQUIPMENT AND MATERIALS IN ALTERNATIVES 1 AND 2 ABOVE LANGUAGE ALONG LINES "BEARING IN MIND THE NEED TO PREVENT THE PROLIFERATION OF NUCLEAR WEAPONS." IN DECIDING WE SHOULD BEAR IN MIND THAT REFERENCE TO INFCE INCLUDED IN PARAGRAPH ABOVE WOULD INCORPORATE, BY REFERENCE, A STATEMENT THAT, IN THE CONTEXT OF NUCLEAR ENERGY BEING MADE AVAILABLE FOR PEACEFUL PURPOSES "THAT EFFECTIVE MEASURES CAN AND SHOULD BE TAKEN AT THE NATIONAL LEVEL AND THROUGH INTERNATIONAL AGREEMENTS TO MINIMIZE THE DANGER OF THE PROLIFERATION OF NUCLEAR WEAPONS WITHOUT JEOPARDIZING ENERGY SUPPLIES OR THE DEVELOPMENT OF NUCLEAR ENERGY FOR PEACEFUL PURPOSES." THIS LANGUAGE WAS ACCEPTABLE TO US AS CONFIDENTIAL

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INCLUDED IN UNGA RESOLUTION 32/87F, WHICH US

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Message Attributes

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TAGS: PARM, PORG, XX, UNGA
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